

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CENTRAL KENTUCKY)	
CELLULAR TELEPHONE COMPANY FOR)	
ISSUANCE OF A CERTIFICATE OF PUBLIC)	
CONVENIENCE AND NECESSITY TO CONSTRUCT)	CASE NO. 92-113
AN ADDITIONAL CELL FACILITY IN KENTUCKY)	
RURAL SERVICE AREA NO. 7 (WORTHVILLE)	
CELL FACILITY))	

O R D E R

On March 20, 1992, Central Kentucky Cellular Telephone Company ("Central Kentucky Cellular") filed an application seeking a Certificate of Public Convenience and Necessity to construct and operate an additional cellular radio telecommunications antenna tower in Rural Service Area No. 7 ("RSA No. 7") of Kentucky. RSA No. 7 includes Carroll, Franklin, Gallatin, Grant, Harrison, Henry, Owen, Pendleton, Shelby, and Trimble counties in Kentucky. Central Kentucky Cellular has requested authorization to construct a cell site in Carroll County, Kentucky. Central Kentucky Cellular was previously granted authority to operate a cellular telecommunications system in RSA No. 7 in Case No. 91-298.¹

The proposed cell site consists of a 285 foot self-supporting antenna tower with attached antennas and an equipment shelter to

¹ Case No. 91-298, Application of Central Kentucky Cellular Telephone Company for the Issuance of a Certificate of Public Convenience and Necessity to Provide Domestic Public Cellular Radio Telecommunications in Kentucky Rural Service Area No. 7.

be located at Route 2, Box 94-C, Kentucky 1112 (Whites Run Road), Carrollton, Carroll County, Kentucky (the "Worthville cell site"). The coordinates for the Worthville cell site are North Latitude 38° 38' 09" by West Longitude 85° 05' 53".

Central Kentucky Cellular has provided information regarding the structure of the tower, safety measures, and antenna design criteria for the Worthville cell site. Based upon the application, the tower and foundation design appear to meet the criteria of the Building Officials and Code Administrators International, Inc. (BOCA) National Building Code, with reference to earthquakes, winds, and tornadoes.

Pursuant to KRS 100.324(1), the Worthville cell site's construction is exempt from local zoning ordinances. However, Central Kentucky Cellular has notified the Carroll County Judge/Executive of the Worthville cell site's construction. Central Kentucky Cellular has filed applications with the Federal Communications Commission ("FCC"), the Federal Aviation Administration ("FAA"), and the Kentucky Airport Zoning Commission ("KAZC") seeking approval for the construction of the Worthville cell site. The FAA application was approved and the FCC and KAZC applications are still pending.

Central Kentucky Cellular has filed notices verifying that each property owner and/or resident within 500 feet of the Worthville cell site has been notified of the proposed construction. The notice solicited comments and informed the

property owner and/or resident of their right to intervene. No comments or requests for intervention were received.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, finds that Central Kentucky Cellular should be granted a Certificate of Public Convenience and Necessity to construct and operate the Worthville cell site in RSA No. 7.

IT IS THEREFORE ORDERED that:

1. Central Kentucky Cellular be and it hereby is granted a Certificate of Public Convenience and Necessity to construct and operate a 285 foot self-supporting cellular radio telecommunications antenna tower in RSA No. 7 to be located at Route 2, Box 94-C, Kentucky 1112 (Whites Run Road), Carrollton, Carroll County, Kentucky, referred to as the Worthville cell site. The coordinates for the Worthville cell site shall be North Latitude 38° 38' 09" by West Longitude 85° 05' 53".

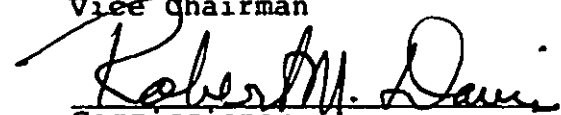
2. Central Kentucky Cellular shall file a copy of the final decisions regarding its pending FCC and KAZC applications for this cell site construction, within 10 days of receiving these decisions.

Done at Frankfort, Kentucky, this 22nd day of May, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director, Acting